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TERMINAL DISCLAIMER TO OBVIAE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT

Docket Number (Optional)

In re Application of: HOWELL ET AL.

Application No.: 10/814,341

Filed: APRIL 1, 2004

For: Energy Information System and Sub-Measurement Board for Use Therewith

The owner, Enerwise Global Technologies, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 8,728,846 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

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is found invalid by a court of competent jurisdiction;

is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;

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is released; or

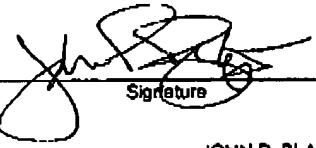
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2.  The undersigned is an attorney or agent of record. Reg. No. 31149

  
Signature

6/31/2006

Date

JOHN P. BLASKO  
Typed or printed name609-895-6639  
Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) included.

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